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TO: Examiner: James M. Mitchell FROM: Daniel R. Bestor, Reg. No. 58,439  
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☒ WILL NOT BE SENT**NOTES:**Inventor: Kazuo Nishiyama  
Serial No. : 09/843,630  
Art Unit: 2813  
Filed: April 27, 2001  
Attorney Ref.: 075834.00074**CERTIFICATION OF FACSIMILE TRANSMISSION**I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office to facsimile no. 1-571-273-8300 on 2/22/07.  
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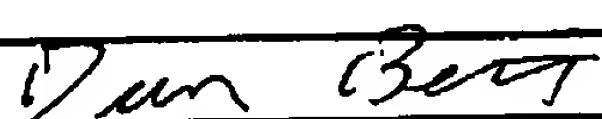
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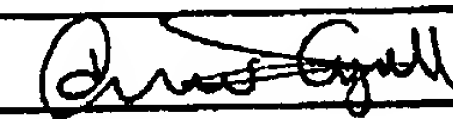
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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/843630
	Filing Date	Apr 27, 2001
	First Named Inventor	Kazuo Nishiyama
	Art Unit	2813
	Examiner Name	James M. Mitchell
	Attorney Docket Number	075834.00074
Total Number of Pages in This Submission		

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Form PTO/SB/08B and cited references
<b>Remarks</b> The Commissioner is hereby authorized to charge any fees due or to credit any overpayment to Deposit Account No. 50-3891.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Rockey, Depke, Lyons & Kitzinger, LLC		
Signature			
Printed name	Daniel R. Bestor		
Date	2/22/07	Reg. No.	58,439

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Signature			
Typed or printed name	Diana Ayala	Date	2/22/07

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 09/843,630 Confirmation No.: 9204  
Applicant: Kazuo Nishiyama  
Filed: April 27, 2001  
TC/A.U.: 2813  
Examiner: James M. Mitchell  
Docket No.: 075834.00074  
Customer No.: 33448

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SIR:

In accordance with 37 CFR §§1.97, 1.98, Applicants and the undersigned attorney hereby submit legible copies of the patents listed on the accompanying form PTO/SB/08A.

CERTIFICATION UNDER 37 C.F.R. §1.97(e)

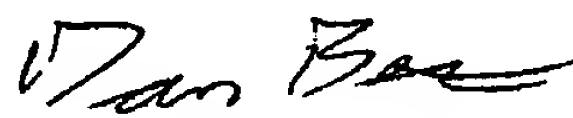
Applicants hereby certify, as is required under 37 C.F.R. §1.97(c)(1) and §1.97(e), that each item of information contained in the Information Disclosure Statement is submitted prior to receipt of a Final Office Action on the merits and thus respectfully request that the proper fee under 37 C.F.R. §1.17(p) be charged to the deposit account number below.

The undersigned also points out that the submission of these documents is neither a concession nor admission that the documents qualify as prior art for this application under the patent laws of the United States. Applicants reserve the right to challenge the status of any such document that the office determines to be prior art.

Should the Examiner believe a fee is required, the United States Patent and Trademark Office is hereby authorized and requested to charge the fee to the deposit account of the undersigned firm, Account No. 50-3891.

Respectfully submitted,

Date: 2-22-07



(Reg. 58,439)

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